

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF MISSISSIPPI
JACKSON DIVISION**

THE STATE OF MISSISSIPPI, EX REL.
JIM HOOD, ATTORNEY GENERAL
FOR THE STATE OF MISSISSIPPI,

Plaintiff

v.

No. 3:08-CV-780-CWR-LRA

ENTERGY MISSISSIPPI, INC., ENTERGY
CORPORATION, ENTERGY SERVICES,
INC., AND ENTERGY POWER, INC.,

Defendants

PLAINTIFF'S MOTION TO STRIKE SUPPLEMENTAL EXPERT REPORTS

NOW INTO COURT, through undersigned counsel, comes Jim Hood, the Attorney General for the State of Mississippi (the “State” or “Plaintiff”), to submit this Motion to Strike Supplemental Expert Reports (“Motion to Strike”) prepared on behalf of Defendants Entergy Mississippi, Inc., Entergy Corporation, Entergy Services, Inc., and Entergy Power, Inc. (collectively referred to herein as “Entergy” or “Defendants”). As demonstrated more fully in Plaintiff’s Memorandum Brief in Support of its Motion to Strike Supplemental Expert Reports, which is incorporated by reference herein, the March 15, 2019 Supplemental Expert Reports prepared by Defendants’ witnesses, Eugene T. Meehan, Donald J. Morrow, Bruce M. Louiselle, Joe D. Pace, and John P. Hurstell, are untimely and not permissible under the Case Management Order entered in this case on June 5, 2017 and create prejudice against the State in its ability to present its case and carry its burden of proof in this matter.

In support of this motion, Plaintiff attaches the following exhibits:

Exhibit "A" – List of New or Modified Exhibits Prepared in Support of Defendants' Supplemental Expert Reports

Exhibit "B" – Second Supplemental Expert Report of John P. Hurstell for Entergy Mississippi, Inc., et. al.

Exhibit "C" – First Supplemental Expert Report of Eugene T. Meehan for Entergy Mississippi, Inc., et. al.

Exhibit "D" – First Supplemental Expert Report of Donald J. Morrow for Entergy Mississippi, Inc., et. al.

Exhibit "E" – First Supplemental Expert Report of Joe D. Pace, PhD. for Entergy Mississippi, Inc., et. al.

Exhibit "F" – First Supplemental Expert Report of Bruce M. Louiselle for Entergy Mississippi, Inc., et. al.

Plaintiff does not, by attaching the above-referenced supplemental reports, assert that they should be admitted into evidence and would object to any such admission. Plaintiff respectfully requests that this Court grant its Motion to Strike Supplemental Expert Reports and strike the March 15, 2019 Supplemental Expert Reports prepared by Defendants' witnesses, Eugene T. Meehan, Donald J. Morrow, Bruce M. Louiselle, Joe D. Pace, and John P. Hurstell.

**By: JIM HOOD, ATTORNEY GENERAL
STATE OF MISSISSIPPI**

/s/ LUKE F. PIONTEK

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CERTIFICATE OF SERVICE

I, Luke F. Piontek, Attorney for the State of Mississippi, do hereby certify that on March 28, 2019, I caused to be electronically filed the foregoing with the Clerk of the Court using the ECF system which sent notification of such filing to the following:

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This the 28th day of March, 2019.

/s/ LUKE F. PIONTEK
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